

FORM PTO-1449a adopted

JAN 13 2004

LIST OF INFORMATION DISCLOSED BY APPLICANT

ATTN: DOCKET NO. 17976-0006

SERIAL NO. 10/675,874

FILING DATE: September 30, 2003

APPLICANT(S) Bernstein, et al.

GROUP ART UNIT: 1616

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE If Appropriate
KG	5,540,938	07/30/96	Masterson et al.			
	5,814,607	09/29/98	Patton			
	5,874,064	02/23/99	Edwards et al.			
	5,985,309	11/16/99	Edwards et al.			
	6,060,069	05/09/00	Hill et al.			
	6,136,295	10/24/00	Edwards et al.			
	6,274,171	08/14/01	Sherman et al.			
	6,395,300	05/28/02	Straub et al.			
	6,399,100	06/04/02	Clancy et al.			
	6,399,102	06/04/02	Edwards et al.			
	6,423,345	07/23/02	Bernstein et al.			
	6,436,443	08/20/02	Edwards et al.			
	6,447,752	09/10/02	Edwards et al.			
	6,447,753	09/10/02	Edwards et al.			
	6,458,387	10/01/02	Scott et al.			
	6,495,165	12/17/02	Thosar et al.			
	6,544,497	04/08/03	Zhu et al.			
	6,551,578	04/22/03	Adjei et al.			
	6,585,957	07/01/03	Adjei et al.			
	6,565,885	05/20/03	Tarara et al.			
	6,582,728	06/24/03	Platz et al.			
	6,589,557	07/08/03	Straub et al.			
	2001/0036481 A1	11/01/01	Basu et al			
	2002/0034477 A1	03/21/02	Edwards et al.			
	2002/0041896 A1	04/11/02	Straub et al.			
	2002/0052310 A1	05/02/02	Edwards et al			
	2003/0068277 A1	04/10/03	Vanbever et al			
KG	2003/0118513 A1	06/26/03	Basu et al.			

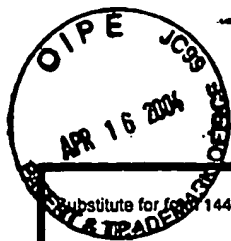
EXAMINER

Kathma

DATE CONSIDERED

8-24-06

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MLPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		Complete if Known			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Application Number	10/675,874		
		Filing Date	September 30, 2003		
		First Named Inventor	Howard Bernstein, et al.		
		Art Unit	1616		
		Examiner Name			
Sheet	1	of	1	Attorney Docket Number	17976-0006

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
KG		US-5,384,133	01/24/95	Boyes et al.	
KG		US-2001/0043948	11/22/01	Bernstein et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Patent Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ² (if known)				
KG		WO - 98/31346	01/16/97	Massachusetts Institute of Technology and The Penn State Research Foundation		
KG		WO - 99/16419	09/29/97	Alliance Pharmaceutical Corp.		
KG		WO - 00/72827	05/27/99	Acusphere, Inc.		

NON PATENT LITERATURE DOCUMENTS

Include name of the author (in CAPITAL LETTERS), title of the articles (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.			
HANES, et al., "Porous Dry-Powder PLGA Microspheres Coated with Lung Surfactant For Systemic Insulin Delivery Via the Lung", 24 th Int'l Symposium on Controlled Release of Bioactive Materials, Stockholm, June 1997			
VANBEVER, et al., "Formulation and Physical Characterization of Large Porous Particles for Inhalation," Pharmaceutical Research, 16(11):1735-1742 (1999).			
Examiner Signature	KG	Date Considered	8-24-06

*EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known			
		Application Number	10/675,874		
		Filing Date	September 30, 2003		
		First Named Inventor	Howard Bernstein		
		Art Unit	1616		
Sheet	1	of	1	Examiner Name	
				Attorney Docket Number	17976-0006

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
KG		US 5,983,956	11-16-1999	Trofast	
		US 6,030,604	02-29-2000	Trofast	
		US 6,221,398	04-24-2001	Jakupovic et al.	
		US 6,287,540	09-11-2001	Trofast	
		US 6,926,908	08-09-2005	Robinson et al.	
		US 6,962,071	11-08-2005	Frinking et al.	
		US 6,998,107	02-14-2006	Unger	
		US 2002/0042404	04-11-2002	Bauer et al.	
		US 2003/0129245	07-11-2003	Trofast	
		US 2004/0022862	02-05-2004	Kipp et al.	
		US 2004/0266890	12-30-2004	Kipp et al.	
		US 2005/0079138	04-14-2005	Chickering, III et al.	
		US 2005/0175707	08-11-2005	Talton et al.	
		US 2005/0238586	10-27-2005	Sutton et al.	
		US 2005/0244332	11-03-2005	Radeke et al.	
KG		US 2005/0244338	11-03-2005	Schutt	
		US 2006/0013771	01-19-2006	Short	
		US 2006/0034772	02-16-2006	Unger	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Patent Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ² (if known)				
KG		WO 03/099112	12-04-2003	Point Biomedical Corporation		
Examiner Signature	Kathleen C.			Date Considered	8.24.06	

*EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.